

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

ELLIS DAVON DUDLEY, II,

Plaintiff,

-v-

5:24-CV-48

GOVERNOR KATHY HOCUL *et al.*,

Defendants.

APPEARANCES:

OF COUNSEL:

ELLIS DAVON DUDLEY, II
Plaintiff, Pro Se
P.O. Box 7124
Syracuse, NY 13261

DAVID N. HURD
United States District Judge

ORDER ON REPORT & RECOMMENDATION

On January 11, 2024, *pro se* plaintiff Ellis Javon Dudley, II (“plaintiff”) filed this action alleging that the named defendants violated his civil rights in connection with certain family-court proceedings being conducted under New York State law. Dkt. No. 1. Along with his complaint, plaintiff moved for leave to proceed *in forma pauperis* (“IFP Application”), Dkt. No. 2, and for leave to file documents electronically, Dkt. No. 3.

On May 1, 2024, U.S. Magistrate Judge Miroslav Lovric granted plaintiff's IFP Application, denied his request to file electronically, and advised by Report & Recommendation ("R&R") that plaintiff's complaint be dismissed *without* leave to amend. Dkt. No. 5. As Judge Lovric explained, plaintiff's RICO claims were procedurally deficient and substantively meritless, while plaintiff's 42 U.S.C. § 1983 claims were barred by various claim-preclusion principles. *Id.*

Plaintiff has not filed objections, and the time period in which to do so has expired. *See* Dkt. No. 5. Upon review for clear error, the R&R is accepted and will be adopted. *See* FED R. CIV. P. 72(b).

Therefore, it is

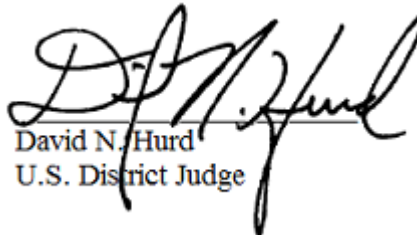
ORDERED that

1. The Report & Recommendation is ACCEPTED;
2. Plaintiff's complaint is DISMISSED without leave to amend.

The Clerk of the Court is directed to enter a judgment accordingly and close the file.

IT IS SO ORDERED.

Dated: May 23, 2024
Utica, New York.


David N. Hurd
U.S. District Judge